STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 21199-AD22-0118-014

IN THE MATTER OF:)
)
Rosie Thomas)
8809 Tuscan Hill Drive)
San Antonio, TX 78266)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
License Application #: 926734)

FILED

MAR 0 7 2022

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance, pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.* and Indiana Code § 27-1-15.6-12, hereby gives notice to Rosie Thomas ("Applicant") of the following Administrative Order:

1.   Applicant submitted an application for nonresident producer licensure with the Commissioner of the Indiana Department of Insurance ("Commissioner") on January 4, 2022.

2.   Before approving an application, the Commissioner must find that the Applicant has met specific requirements under Indiana Code § 27-1-15.6-8 and Indiana Code § 27-1-15.6-12.

3.   Indiana Code § 27-1-15.6-12(b)(1) authorizes the Commissioner to deny a producer's license for incorrect, misleading, incomplete or materially untrue information in a license application.

4.   Indiana Code § 27-1-15.6-12(b)(6) authorizes the Commissioner to deny a producer's license for having been convicted of a felony.
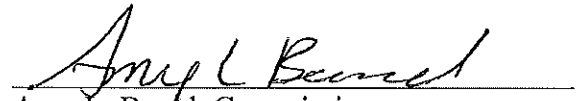
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5.   Following a review of public records and the materials submitted by Applicant in support of her application, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Code § 27-1-15.6-12(b)(1) due to Applicant's failure to disclose on her application for licensure a May 22, 2018 administrative action from the State of Texas, wherein Applicant was placed on probation due to due to her criminal history.

6.   Following a review of public records and the materials submitted by Applicant in support of her application, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Codes §§ 27-1-15.6-12(b)(1), and 27-1-15.6-12(b)(6) due to Applicant's following criminal history and for her failure to disclose the same on her application for licensure:

      a.   July 13, 1994, conviction for Unauthorized Use of a Motor Vehicle, a Level 3 Felony;

      b.   March 31, 1995, conviction for Forgery, a Level 3 Felony; and

      c.   March 31, 1995, conviction for Burglary of a Building, a State-Jail Felony.

7.   Indiana Code § 27-1-15.6-12(d) provides that the applicant may, not more than sixty-three (63) days after notice of denial of the application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.

8.   This is considered an administrative action by the Indiana Department of Insurance. If you choose to appeal this administrative action, please follow the aforementioned instructions. Subsequently, after the Department has received your written request for a

hearing, the State of Indiana Office of Administrative Law Proceedings ("OALP") will assign an administrative law judge to preside over this matter, and you will receive more information from OALP to begin the administrative process.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby **DENIED** pursuant to Indiana Codes §§ 27-1-15.6-12(b)(1), and 27-1-15.6-12(b)(6), due to Applicant's criminal history, including Applicant's felony convictions, which she failed to disclose and for Applicant's failure to disclose an administrative action. Applicant may reapply for licensure not less than one (1) year from the date of this order.

3/7/22
_____
Date Signed

_____
Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution to:

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